

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David Edward Evans  
Assignee: International Business Machines Corporation  
Serial No.: 10/561,686 Filing Date: 12/02/2003  
Examiner: Unknown Group Art Unit: Unknown  
Docket No.: GB920030049US1  
International PCT/GB03/05267  
Application No.

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Austin, Texas  
July 10, 2006

MAIL STOP MISSING PARTS  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450

**RESPONSE TO NOTICE OF MISSING REQUIREMENTS**

Dear Sir:

In response to the Notice of Missing Requirements dated May 9, 2006, the following documents are enclosed to complete the filing of the above-identified patent application:

1. Declaration of Facts in Connect with An Inventor Who Was Unable to be Located to Sign the Declaration with Exhibit "A";
2. Copy of Notice of Missing Requirements; and
2. Surcharge Payment of \$130.00 via the USPTO EFS.

The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment to Deposit Account No. 09-0461.

It is hereby respectfully submitted that the enclosed documents complete the filing of the above patent application. Please telephone the undersigned at (512) 338-9100, if there are any questions.

I hereby certify that this correspondence is being electronically submitted to the COMMISSIONER FOR PATENTS via EFS on July 10, 2006.

*/Stephen A. Terrile/*

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Attorney for Applicant(s)

Respectfully submitted,

*/Stephen A. Terrile/*

Stephen A. Terrile  
Attorney for Applicant(s)  
Reg. No. 32,946

REC'D MAY 17 2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/561,686	David Edward Evans	GB920030049US1

INTERNATIONAL APPLICATION NO.

PCT/GB03/05267

I.A. FILING DATE

PRIORITY DATE

12/02/2003

06/28/2003

27709

COWAN LIEBOWITZ & LATMAN, P.C.  
 JOHN J. TORRENTE  
 1133 AVENUE OF THE AMERICAS  
 NEW YORK, NY 10036

CONFIRMATION NO. 8184

371 FORMALITIES LETTER



\*OC000000018715935\*

Date Mailed: 05/09/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/22/2005
- Copy of the International Search Report filed on 12/22/2005
- Preliminary Amendments filed on 12/22/2005
- Information Disclosure Statements filed on 12/22/2005
- Oath or Declaration filed on 12/22/2005
- Request for Immediate Examination filed on 12/22/2005
- U.S. Basic National Fees filed on 12/22/2005
- Priority Documents filed on 12/22/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/561,686	PCT/GB03/05267	GB920030049US1

FORM PCT/DO/EO/905 (371 Formalities Notice)